



Attorney Docket No.: 320400-00004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lipscomb et al)
Application No.: 10/617,477)
Title: Game Table With Integral Lighting)
System)
Filing Date: July 11, 2003)
Group Art Unit: 3712)
Examiner: Collins, Dolores R.)

Declaration by John S. Paniaguas in Support of
Petition to Make Special
(37 CFR §1.102 and MPEP §708.02)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I, John S. Paniaguas, Registration Number 31,051, am an attorney of record for the Applicant in the above-identified application and make the following declarations:

1. I prepared and filed a provisional patent application No. 60/411,615, filed on September 18, 2002. This provisional application was converted to an utility patent application and filed on July 11, 2003.
2. The original utility patent application was filed with 21 claims. Of those 21 claims, a restriction requirement was issued on May 19, 2004, restricting the claims as follows :

Group I- Claims 1-20

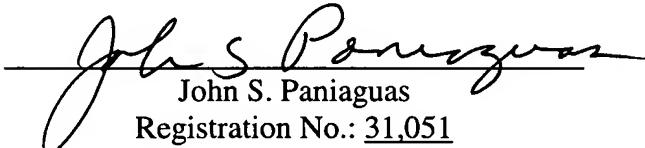
Group II- Claim 21

3. In response to the restriction requirement, a preliminary amendment is enclosed herewith electing Group I. Claims 15-21 have been cancelled so that all claims are directed to a single invention. It is respectfully submitted that at least claim 1, as amended, reads on a third party apparatus brought to my attention by the client. In my opinion claim 1, as amended, is infringed by the third party method.
4. I have reviewed the references submitted herewith and believe that none of the references disclose a method as recited in claim 1 or any of the dependent claims thereupon.. Accordingly, it is my opinion that all pending claims for the above-identified application are allowable over the references of record.
5. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1002 of Title 18 of the United States code, and that such willful false statement may jeopardize the validity of the application or any patent issued thereon.

FURTHER, DECLARANT SAIETH NOT.

IN WITNESS WHEREOF, I have signed, sealed and delivered this Declaration this 12th day of August, 2004.

KATTEN MUCHIN ZAVIS ROSENMAN


John S. Paniaguas
Registration No.: 31,051

Katten Muchin Zavis Rosenman
525 West Monroe Street
Suite 1600
Chicago, Illinois 60661-3693
Tel: (312) 902-5312
Fax: (312) 577-4532